JURISDICTIONAL DETERMINATION

U.S. Army Corps of Engineers

DISTRICT OFFICE: New Orleans FILE NUMBER: MVN 2007-544 WB PROJECT LOCATION INFORMATION: Louisiana State: Parish: St. Mary Center coordinates of site (latitude/longitude): 29-41-10 91-47-55 Approximate size of area (parcel) reviewed, including uplands: unknown acres. Name of nearest waterway: West Cote Blanche Bay Name of watershed: JURISDICTIONAL DETERMINATION Completed: Desktop determination Date: 3-13-2007 Site visit(s) Date(s): Jurisdictional Determination (JD): Preliminary JD - Based on available information, \(\subseteq \text{there appear to be (or)} \subseteq \text{there appear to be no "waters of the appear to be no" waters of the appear to United States" and/or "navigable waters of the United States" on the project site. A preliminary JD is not appealable (Reference 33 CFR part 331). Approved JD – An approved JD is an appealable action (Reference 33 CFR part 331). Check all that apply: Market There are "navigable waters of the United States" (as defined by 33 CFR part 329 and associated guidance) within the reviewed area. Approximate size of jurisdictional area: There are "waters of the United States" (as defined by 33 CFR part 328 and associated guidance) within the reviewed area. Approximate size of jurisdictional area: There are "isolated, non-navigable, intra-state waters or wetlands" within the reviewed area. Decision supported by SWANCC/Migratory Bird Rule Information Sheet for Determination of No Jurisdiction. BASIS OF JURISDICTIONAL DETERMINATION: A. Waters defined under 33 CFR part 329 as "navigable waters of the United States": The presence of waters that are subject to the ebb and flow of the tide and/or are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce. B. Waters defined under 33 CFR part 328.3(a) as "waters of the United States": (1) The presence of waters, which are currently used, or were used in the past, or may be susceptible to use in

(1) The presence of waters, which are currently used, or were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide.

(2) The presence of interstate waters including interstate wetlands¹.

(3) The presence of other waters such as intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds, the use, degradation or destruction of which could affect interstate commerce including any such waters (check all that apply):

(i) which are or could be used by interstate or foreign travelers for recreational or other purposes.

(ii) from which fish or shellfish are or could be taken and sold in interstate or foreign commerce.

(iii) which are or could be used for industrial purposes by industries in interstate commerce.

(4) Impoundments of waters otherwise defined as waters of the US.

(5) The presence of a tributary to a water identified in (1) - (4) above.

(6) The presence of territorial seas.

(7) The presence of wetlands adjacent² to other waters of the US, except for those wetlands adjacent to other wetlands.

Rationale for the Basis of Jurisdictional Determination (applies to any boxes checked above).

West Cote Blanche Bay is a navigable waterway

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	eral Extent of Jurisdiction: (Reference: 33 CFR parts 328 and 329) Ordinary High Water Mark indicated by: □ clear, natural line impressed on the bank □ the presence of litter and debris □ changes in the character of soil □ destruction of terrestrial vegetation □ shelving □ other: undetermined □ High Tide Line indicated by: □ oil or scum line along shore objects fine shell or debris deposits (foreshore) physical markings/characteristics tidal gages other:
	Mean High Water Mark indicated by: ☐ survey to available datum; ☐ physical markings; ☐ vegetation lines/changes in vegetation types.
	Wetland boundaries, as shown on the attached wetland delineation map and/or in a delineation report prepared by:
Bas	The reviewed area consists entirely of uplands. Unable to confirm the presence of waters in 33 CFR part 328(a)(1, 2, or 4-7). Headquarters declined to approve jurisdiction on the basis of 33 CFR part 328.3(a)(3). The Corps has made a case-specific determination that the following waters present on the site are not Waters of the United States: Waste treatment systems, including treatment ponds or lagoons, pursuant to 33 CFR part 328.3. Artificially irrigated areas, which would revert to upland if the irrigation ceased. Artificial lakes and ponds created by excavating and/or diking dry land to collect and retain water and which are used exclusively for such purposes as stock watering, irrigation, settling basins, or rice growing. Artificial reflecting or swimming pools or other small ornamental bodies of water created by excavating and/or diking dry land to retain water for primarily aesthetic reasons. Water-filled depressions created in dry land incidental to construction activity and pits excavated in dry land for the purpose of obtaining fill, sand, or gravel unless and until the construction or excavation operation is abandoned and the resulting body of water meets the definition of waters of the United States found at 33 CFR 328.3(a). Isolated, intrastate wetland with no nexus to interstate commerce. Prior converted cropland, as determined by the Natural Resources Conservation Service. Explain rationale: Non-tidal drainage or irrigation ditches excavated on dry land. Explain rationale: Other (explain):
	Maps, plans, plots or plat submitted by or on behalf of the applicant. Data sheets prepared/submitted by or on behalf of the applicant. Data sheets prepared/submitted by or on behalf of the applicant. This office concurs with the delineation report, dated , prepared by (company): This office does not concur with the delineation report, dated , prepared by (company): Data sheets prepared by the Corps. Corps' navigable waters' studies: U.S. Geological Survey Hydrologic Atlas: U.S. Geological Survey 7.5 Minute Topographic maps: U.S. Geological Survey 7.5 Minute Historic quadrangles: U.S. Geological Survey 15 Minute Historic quadrangles: U.S. Geological Survey 15 Minute Historic quadrangles: U.S. Actual Resources Conservation Service Soil Survey: National wetlands inventory maps: State/Local wetland inventory maps: FEMA/FIRM maps (Map Name & Date): 100-year Floodplain Elevation is: (NGVD) Aerial Photographs (Name & Date): Other photographs (Date): Advanced Identification Wetland maps: Site visit/determination conducted on: see Jurisdictional Determination Section at top of previous page Applicable/supporting case law: Other information (please specify):

¹Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

²The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

JURISDICTIONAL DETERMINATION

U.S. Army Corps of Engineers

DISTRICT OFFICE: New Orleans **FILE NUMBER:** MVN-2007-892-WGG

FILE N	UMBER:	MVN-2007-892-WGG		
Sta Par Cer Ap Na	ite: rish: nter coordii proximate :	ATION INFORMATIO Louisiana St. Martin nates of site (latitude/lor size of area (parcel) revi est waterway: Bayou Jur ershed: Atchafalaya	ngitude): iewed, includin	30.13.27/-91.45.07 g uplands: 2.1 acres.
		AL DETERMINATION Desktop determination Site visit(s)		Date: 3/9/07 Date(s):
Ju	risdictiona	al Determination (JD):		
	United St			n, \square there appear to be (or) \square there appear to be no "waters of the United States" on the project site. A preliminary JD is not appealable
	• •	ed JD – An approved JD ll that apply:	is an appealabl	e action (Reference 33 CFR part 331).
		e are "navigable waters of weed area. Approximate		tates" (as defined by 33 CFR part 329 and associated guidance) within ctional area: acre.
		e are "waters of the Unit d area. Approximate size		defined by 33 CFR part 328 and associated guidance) within the nal area: 2.5 acres.
	There		ported by SWA	ate waters or wetlands" within the reviewed area. ANCC/Migratory Bird Rule Information Sheet for Determination of No
Α.	Waters of	ence of waters that are st	part 329 as "n subject to the eb	navigable waters of the United States": ab and flow of the tide and/or are presently used, or have been used in ort interstate or foreign commerce.
	(1) The p interstate (2) The p (3) The p sandflats destruction (i) w (ii) (iii) (4) Impo (5) The p (6) The p	presence of waters, which e or foreign commerce, in presence of interstate waters or esence of other waters or wetlands, sloughs, prain on of which could affect which are or could be use from which fish or shellif which are or could be use conditionable or could be use or which are or could be use or whic	th are currently including all was aters including all was aters including it such as intrasta irie potholes, with interstate comed by interstate fish are or could seed for industrierwise defined as a water identifias.	ate lakes, rivers, streams (including intermittent streams), mudflats, bet meadows, playa lakes, or natural ponds, the use, degradation or merce including any such waters (check all that apply): or foreign travelers for recreational or other purposes. d be taken and sold in interstate or foreign commerce. all purposes by industries in interstate commerce. as waters of the US.
		r the Basis of Jurisdicti t area is located within B		nation (applies to any boxes checked above).

DA

Lat	Ordina	extent of Jurisdiction: (Reference: 33 CFR parts 3 nary High Water Mark indicated by: clear, natural line impressed on the bank the presence of litter and debris changes in the character of soil destruction of terrestrial vegetation shelving other: limits of OHWM undetermined	28 and 329)	Tide Line indicated by: oil or scum line along shore objects fine shell or debris deposits (foreshore) physical markings/characteristics tidal gages other:
		n High Water Mark indicated by: urvey to available datum;	☐ vegetation	lines/changes in vegetation types.
	Wetla	land boundaries, as shown on the attached wetland	delineation m	ap and/or in a delineation report prepared by:
Bas	The re Unable Headq The C	rice growing. Artificial reflecting or swimming pools or other by excavating and/or diking dry land to retain w Water-filled depressions created in dry land inc the purpose of obtaining fill, sand, or gravel unl	sis of 33 CFR the following onds or lagoo to upland if the g and/or diking such purpose small orname vater for prima idental to con ess and until the the definition	a part 328.3(a)(3). waters present on the site are not Waters of the ns, pursuant to 33 CFR part 328.3. The irrigation ceased. If dry land to collect and If as as stock watering, irrigation, settling basins, or The ental bodies of water created The arily aesthetic reasons. If a struction activity and pits excavated in dry land for the construction or excavation operation is The of waters of the United States found at 33 CFR The erce.
		Non-tidal drainage or irrigation ditches excavate Other (explain):	ed on dry land	d. Explain rationale:
	Maps, Data s The Tree Tree Tree Tree Tree Tree Tree T	EWED FOR JURISDICTIONAL DETERMINA s, plans, plots or plat submitted by or on behalf of the sheets prepared/submitted by or on behalf of the a This office concurs with the delineation report, date This office does not concur with the delineation rep sheets prepared by the Corps. s' navigable waters' studies: Geological Survey Hydrologic Atlas: Geological Survey 7.5 Minute Topographic maps: Geological Survey 7.5 Minute Historic quadrangle: OA Natural Resources Conservation Service Soil Survey AND	the applicant. pplicant. ed , pre port, dated es: s: s:	pared by (company): , prepared by (company):

Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

²The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

JURISDICTIONAL DETERMINATION U.S. Army Corps of Engineers

DISTRICT OFFICE: New Orleans **FILE NUMBER:** MVN-2007-911-WGG

	State Paris Cent App Nam	e: sh: ter coordir roximate :	Louisiana Iberia nates of sit size of are est waterw	e (latitude/longitu	l, including	29.26.17/-91.35.06 guplands: 0.0 acres.
JUR	URISDICTIONAL DETERMINATION Completed: Desktop determination Site visit(s)					Date: 3/12/07 Date(s):
	Juri	Prelimina United S	I Determi ary JD - Batates" and	nation (JD): ased on available i		, there appear to be (or) there appear to be no "waters of the inited States" on the project site. A preliminary JD is not appealable
	Ø		d JD – An I that apply		appealable	action (Reference 33 CFR part 331).
				gable waters of the Approximate size		ates" (as defined by 33 CFR part 329 and associated guidance) within ional area: 0.0.
				ers of the United S proximate size of j		defined by 33 CFR part 328 and associated guidance) within the al area: 0.0.
		☐ There	are "isol			te waters or wetlands" within the reviewed area. NCC/Migratory Bird Rule Information Sheet for Determination of No
BAS	A.	Waters of	defined ur ence of wa	ters that are subject	329 as "na t to the ebb	avigable waters of the United States": o and flow of the tide and/or are presently used, or have been used in nt interstate or foreign commerce.
		(1) The p interstate (2) The p (3) The p sandflats destruction (i) w (ii) (4) Import (5) The p (7) The p	oresence of or foreign presence of oresence of wetlands on of which which are of which are undments presence of oresence of	f waters, which are a commerce, include finterstate waters in other waters such, sloughs, prairie per could affect interest or could be used by the fish or shellfish a or could be used for waters otherwish a tributary to a was ferritorial seas.	currently uding all wat including ir as intrastational otholes, we restate commenter or could or industriate defined a later identification other water other water identification of the country of the country of the current of the	s "waters of the United States": used, or were used in the past, or may be susceptible to use in ers which are subject to the ebb and flow of the tide. uterstate wetlands ¹ . the lakes, rivers, streams (including intermittent streams), mudflats, et meadows, playa lakes, or natural ponds, the use, degradation or merce including any such waters (check all that apply): for foreign travelers for recreational or other purposes. the taken and sold in interstate or foreign commerce. Il purposes by industries in interstate commerce. s waters of the US. ed in (1) – (4) above. waters of the US, except for those wetlands adjacent to other wetlands. ation (applies to any boxes checked above).
				within the Atcha		

	eral Extent of Jurisdiction: (Reference: 33 CFR parts 328 and 329) Ordinary High Water Mark indicated by: clear, natural line impressed on the bank
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	 Non-tidal drainage or irrigation ditches excavated on dry land. Explain rationale: Other (explain):
	REVIEWED FOR JURISDICTIONAL DETERMINATION (mark all that apply): Maps, plans, plots or plat submitted by or on behalf of the applicant. Data sheets prepared/submitted by or on behalf of the applicant. This office concurs with the delineation report, dated , prepared by (company): This office does not concur with the delineation report, dated , prepared by (company): Data sheets prepared by the Corps. Corps' navigable waters' studies: U.S. Geological Survey Hydrologic Atlas: U.S. Geological Survey 7.5 Minute Topographic maps: U.S. Geological Survey 7.5 Minute Historic quadrangles: U.S. Geological Survey 15 Minute Historic quadrangles: U.S. Acgological Survey 15 Minute Historic quadrangles: U.S. Acgological Survey 15 Minute Historic quadrangles: U.S. Geological Survey 16 Minute Historic quadrangles: U.S. Geological Survey 16 Minute Historic quadrangles: U.S. Geological Survey 17 Minute Historic quadr

Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

²The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

JURISDICTIONAL DETERMINATION

U.S. Army Corps of Engineers

DISTRICT OFFICE: New Orleans **FILE NUMBER:** MVN 2007-917 WB

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PROJEC	CT LOCA	TION I	NFORMA	ATION:		
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Pari		Calcasie				
Cen	ter coordii	nates of s	ite (latitud	le/longitud	e):	30-10-52.5, 93-15-00
					including	g uplands: unknown acres.
	ne of neare ne of wate		vay: Cala	sieu River		
пірієп	ICTIONA	I DETI	DMINA	TION		
	npleted:				\boxtimes	Date: 3-13-2007
Con	irpicteu.	Site visi		ation		Date(s):
		SILC AISI	u(s)		Ч	Date(3).
Juri	isdictiona	l Determ	ination (JD):		
	United S	tates" and		gable water		, \(\subseteq \text{ there appear to be (or) } \subseteq there appear to be no "waters of the Inited States" on the project site. A preliminary JD is not appealable
	• •	d JD – Ai I that app		d JD is an a	ppealable	e action (Reference 33 CFR part 331).
				nters of the mate size o		ates" (as defined by 33 CFR part 329 and associated guidance) within tional area:
				United State of ju		defined by 33 CFR part 328 and associated guidance) within the all area:
	There	e are "iso		n supported		ate waters or wetlands" within the reviewed area. NCC/Migratory Bird Rule Information Sheet for Determination of No.
BASIS C	F JURIS	DICTIO	NAL DE	TERMINA	ATION:	
						ivigable waters of the United States":
	The prese	ence of w	aters that	are subject	to the ebb	o and flow of the tide and/or are presently used, or have been used in rt interstate or foreign commerce.
В.	Waters	defined u	nder 33 (CFR part 3	328.3(a) a:	s "waters of the United States":
\boxtimes						used, or were used in the past, or may be susceptible to use in
						ers which are subject to the ebb and flow of the tide.
						nterstate wetlands ¹ .
						te lakes, rivers, streams (including intermittent streams), mudflats,
						et meadows, playa lakes, or natural ponds, the use, degradation or
						nerce including any such waters (check all that apply):
						or foreign travelers for recreational or other purposes.
						be taken and sold in interstate or foreign commerce. I purposes by industries in interstate commerce.
						s waters of the US.
Ħ						ied in (1) – (4) above.
ā			of territori			
	(7) The p	resence o	of wetland	s adjacent2	to other v	waters of the US, except for those wetlands adjacent to other wetlands.
Rat	ionale for	the Basi	s of Juris	dictional I	Determina	ation (applies to any boxes checked above).

Calcasieu River is a navigable waterway

2

	eral Extent of Jurisdiction: (Reference: 33 CFR parts 328 and 329) Ordinary High Water Mark indicated by: □ clear, natural line impressed on the bank □ the presence of litter and debris □ changes in the character of soil □ destruction of terrestrial vegetation □ shelving □ other: undetermined □ tidal gages □ other:
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DATA F	REVIEWED FOR JURISDICTIONAL DETERMINATION (mark all that apply): Maps, plans, plots or plat submitted by or on behalf of the applicant. Data sheets prepared/submitted by or on behalf of the applicant. This office concurs with the delineation report, dated , prepared by (company): This office does not concur with the delineation report, dated , prepared by (company): Data sheets prepared by the Corps. Corps' navigable waters' studies: U.S. Geological Survey Hydrologic Atlas: U.S. Geological Survey 7.5 Minute Topographic maps: U.S. Geological Survey 7.5 Minute Historic quadrangles: U.S. Geological Survey 15 Minute Historic quadrangles: U.S. Geological Survey 15 Minute Historic quadrangles: U.S. Associated Survey 15 Minute Historic quadrangles: U.S. Geological Survey 7.5 Minute Hist

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²The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.